ANNO PRIMO

VICTORIÆ REGINÆ.

Cap. lxxxvi.

An Act for the better assessing and collecting certain Parochial and other Rates within the City and County of *Bristol*. [30th *June* 1837.]

WHEREAS by an Act passed in the Third Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the Employment, Maintenance, and Regulation of the Poor of the City of* Bristol, *and for altering the Mode of assessing the Rates for the Relief of the Poor, and certain Rates authorized to be raised and levied within the said City by certain Acts for improving the Harbour there, and for paving, pitching, cleansing, and lighting the same City, and for the Relief of the Churchwardens and Overseers from the collecting of such Rates, and for amending the Act for paving, pitching, cleansing, and lighting the said City,* certain Persons therein mentioned were created a Body Politic and Corporate, intituled "The Governor, Deputy Governor, Assistants, and Guardians of the Poor of the City of *Bristol*," and were constituted Guardians of the Poor of the said City and County of *Bristol*: And whereas by the said Act certain Rates and Sums of Money are respectively ordered to be from Time to Time raised and levied upon the Certificate or Application of the said Corporation of the Poor of the said City, of the Directors of the *Bristol* Dock Company, and of the Commissioners acting under the said Act for paving, pitching, cleansing, and lighting the said City of *Bristol* and Liberties thereof, by Taxation of the several Inhabitants, Owners, or Occupiers of all Lands, Houses, Tithes, and other rateable Property within the said City and County of *Bristol*, and applied for the Purposes therein mentioned: And whereas 3 G. 4. c. 24.

by an Act passed in the Second Year of the Reign of His present Majesty
2 W. 4. c. 88. King *William* the Fourth, intituled *An Act for more easily providing Compensation for the Damage and Injury committed within the City of* Bristol *and County of the same City during the late Riots and Disturbances therein*, a Rate for the Purposes of the said Act is directed to be raised and levied in manner therein mentioned: And whereas by an Act passed in the Fifth and Sixth Years of the Reign of His said Majesty, intituled
5 & 6 W. 4. c. 76. *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, several Parishes, Districts, and Places, (that is to say,) the Parish of *Clifton*, the Parish of *Saint Philip* and *Jacob* in the County of *Gloucester*, the District of the united Parishes of *Saint James* and *Saint Paul* in the County of *Gloucester*, a Part of the Parish of *Bedminster* in the County of *Somerset*, and a Part of the Parish of *Westbury-upon-Trym* in the said County of *Gloucester*, are added to and included within the Metes and Bounds, and now form Part of the said City and County of *Bristol*; but the said recited Act passed in the Third Year of the Reign of His late Majesty King *George* the Fourth does not extend to such added Parishes, Districts, and Places: And whereas it is expedient that the said recited Act passed in the Third Year of the Reign of His late Majesty King *George* the Fourth should be amended, and that better Provision should be made for assessing and collecting as well the Rates and Assessments thereby authorized to be made as the Borough Rates made from Time to Time within the said City and County of *Bristol*, comprising within the Metes and Bounds thereof the several Parishes and Parts of Parishes added thereto as aforesaid; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Powers, Authorities, Privileges, Directions, Limitations, Penalties, Forfeitures, Payments, Exemptions, Remedies, Regulations, Clauses, Matters, and Things contained in the said recited Act passed in the Third Year of the Reign of His late Majesty King *George* the Fourth (except such of them or such Parts thereof respectively as are repealed, altered, or otherwise provided for,) shall extend and be construed to extend to this Act, and shall operate and be in force in respect of the Objects and Purposes of this Act, and the said last-mentioned Act as altered and amended by this Act, as fully and effectually to all Intents and Purposes whatsoever as if the same Powers, Authorities, Privileges, Directions, Limitations, Penalties, Forfeitures, Payments, Exemptions, Remedies, Regulations, Clauses, Matters, and Things were repeated and re-enacted in this Act.

Powers conferred by 3 G. 4. c. 24. to extend to this Act.

Repeal of Clauses in 3 G. 4. c. 24.

II. And be it further enacted, That so much of the said recited Act passed in the Third Year of the Reign of His said late Majesty as directs the Corporation of the Poor to certify by some Writing under their Common Seal to the Justices of the Peace for the said City and County of *Bristol*, at their General Quarter Sessions of the Peace to be holden in the Week next after the Feast of *Easter* in every Year, or at any Adjournment thereof, the Amount set down and ascertained to be requisite for the Maintenance of the Poor of the said City and County of *Bristol* for the then current Year, commencing on the Twenty-fifth

Day of *March* then next preceding, and for other the Purposes of the said Act, and at the same Time to produce to the said Justices there present a Statement or Account of Receipts and Payments ending on the Twenty-fifth Day of *March* then next preceding; and that the Justices then and there present should order, award, and direct by Writing under the Hand of the Town Clerk of the said City and County such Sum or Sums of Money to be levied and raised for the Purposes aforesaid as they should think proper, not exceeding the Sum which should have been set down, ascertained, and certified as therein mentioned; and as enacts that it should be lawful for the Justices of the Peace at the same *Easter* Quarter Sessions of the Peace, or at any Adjournment thereof, on the Application of the Directors of the *Bristol* Dock Company or any Five or more of them, to order and appoint by Writing under the Hand of the said Town Clerk the Sum of Two thousand Four hundred Pounds to be raised and levied for the Purposes therein mentioned; and that it should be lawful for such Justices at the same Sessions or at some Adjournment thereof to order and appoint by Writing under the Hand of the said Town Clerk such Sum to be raised and levied for the Purposes of an Act passed in the Forty-sixth Year of the Reign of His Majesty King *George* the Third, for paving, pitching, cleansing, and lighting the City of *Bristol* and Liberties thereof, upon the Application of the Commissioners for executing the same Act; and as enacts that all such Sum and Sums of Money which should be ordered to be raised by such several Orders of Sessions respectively as aforesaid, as also all such Sum or Sums of Money as should from Time to Time remain uncollected on any preceding Rate or Rates made under the Authority of that Act, should be proportioned upon each Parish and Precinct within the said City and County; and as enacts that the Corporation of the Poor should every Year summon the Churchwardens for the several Parishes and the Overseers of the Precinct of the Castle within the said City and County of *Bristol*; and as authorizes and requires such Churchwardens and Overseers assembled at any Meeting to nominate any Number of Persons, not being less than Four or more than Eight, to collect the Sums payable under the Rates and Assessments thereby authorized to be made, and to allot to each Collector a District wherein to make their respective Collections, and to order what Sum should be paid to the several Collectors by way of Salary or Poundage not exceeding Four-pence Halfpenny in the Pound, such Poundage to be paid by the Parties respectively entitled to receive the Monies assessed; and as provides that the Election and Appointment of any Collector and the Amount of Poundage should be determined by the Majority of Votes of the said Churchwardens and Overseers present at any Meeting, and which were regulated in manner therein described; and as provides that if Fifteen of the said Churchwardens should not attend any Meeting it should be lawful for the said Corporation to summon the Churchwardens and Overseers for some other Day; and as enacts that it should be lawful for Two of the Justices of the Peace for the said City and County, upon the Application of the Corporation of the Poor, Directors or Commissioners, to summon any Collector against whom any Complaint might be preferred, or if any Collector should be desirous of being discharged, to summon the Clerks of the said Corporation, Directors or Commissioners respectively, and to displace or remove such Collector or Collectors; and as provides and enacts that in the event of the Removal, Death, or Incapacity to act of any Collector,

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the said Corporation should summon the Churchwardens and Overseers as aforesaid, who should have Power to elect another Collector to discharge the Duties of the Collector in whose Place he should be appointed; and as enacts that the Corporation of the Poor should take sufficient Security from every Treasurer and Collector by the Bond of the Person appointed, with Two Sureties, to be approved by the respective Parties entitled to receive the Rates; and as enacts that the Treasurers, Collectors, and other Officers and Persons should account when required by the Corporation of the Poor, the Directors or Commissioners respectively, for all Monies by him or them had, collected, or received, and how disposed of, together with the Vouchers and Receipts for all such Payments; and as requires such Treasurer, Collector, or other Officer and Person to pay all such Monies as should appear to be owing from him or them; and that so much of the said recited Act passed in the Second Year of His said present Majesty as directs that the Justices of the Peace for the said City and County in Quarter Sessions assembled should order, award, and direct the Sums to be levied and raised for the Purposes of the said Act in manner therein directed, shall be repealed, and the same are hereby respectively declared to be repealed accordingly.

Acts done by Mayor and Justices under recited Act to extend to this Act.

III. And be it further enacted, That from and after the passing of this Act all and every the Powers, Authorities, Matters, and Things whatsoever by the said recited Act passed in the Third Year of the Reign of His said late Majesty authorized and required to be exercised or done by the Mayor and any Number of the Justices of the said City and County of *Bristol*, or by any One or more of such Justices, except such Powers, Authorities, Matters, and Things as are by the said recited Act to be exercised or done by the said Justices at their General Quarter Sessions of the Peace, shall be exercised and done by the Mayor and a like Number of Justices of the Peace in and for the said City and County of *Bristol*, or by a like Number of such last-mentioned Justices, as the Case may be; and all such Powers, Authorities, Matters, and Things, except as aforesaid, heretofore exercised or done by the Mayor and Justices of the Peace of the said City and County, or any of them, and which would have been valid and effectual had this Act then been passed, shall be valid and effectual to all Intents and Purposes whatsoever.

Town Clerk to act under this Act in the same Manner as Clerk of the Peace under recited Act.

IV. Provided also, and be it further enacted, That all such Matters and Things as are by the said recited Act directed to be done by the Clerk of the Peace of the said City and County of *Bristol* may, from and after the passing of this Act, be done by the Town Clerk of the said City and County for the Time being.

Wards to be continued, so far as relates to the Election of Guardians.

V. And whereas by the said recited Act, passed in the Third Year of the Reign of His said late Majesty, the said Corporation of the Poor of the City of *Bristol* is directed to consist of the Mayor and Aldermen of the City and County of *Bristol* for the Time being, and the senior Churchwardens for the Time being of the several Parishes within the then Limits of the said City and County, together with Persons chosen for the several Wards of the said City and County: And whereas at the Time of the passing of the said last-mentioned Act the said City and County of *Bristol* was divided into Twelve Wards, but under and by virtue of the said recited Act passed in the Fifth and Sixth Years of the Reign of

of His said present Majesty the said City and County of *Bristol* is now divided into Ten Wards, the Extent and Limits whereof are different from the Extent and Limits of the aforesaid Twelve ancient Wards, and the Aldermen of the said City and County no longer belong to any particular Ward: And whereas it is expedient that, for the Purposes of the said recited Act passed in the Third Year of the Reign of His late Majesty King *George* the Fourth and of this Act, the said Twelve ancient Wards should be continued, and that all Elections of the said Guardians had and made since the passing of the said Act of the Fifth and Sixth Years of the Reign of His present Majesty, and before the passing of this Act, should be declared valid; be it therefore enacted, That the said Twelve ancient Wards shall, for the Election of the said Guardians, and for all the Purposes of the said recited Act passed in Third Year of the Reign of His late Majesty King *George* the Fourth, and of this Act, be hereafter continued and regarded as subsisting, and that every Election of Guardians of the Poor of the said City and County held since the passing of the said Act of the Fifth and Sixth Years of the Reign of His present Majesty shall be valid and effectual, and every Person thereat elected and appointed such Guardian shall be such Guardian to all Intents and Purposes whatsoever.

At Elections of Guardians Members of the Council to exercise same Powers as heretofore exercised by Aldermen.

VI. Provided always, and be it further enacted, That the Elections of such Guardians as aforesaid in each of the aforesaid Twelve Wards, and the Court in such Ward for the Purpose of such Election, and all other Powers, Matters, and Things relating to such Election heretofore exercised and done by the Alderman of a Ward, shall, from and after the passing of this Act, be held before and exercised and done by any Member or Members of the Council of the said City and County of *Bristol* from Time to Time nominated and appointed by the said Council for that Purpose.

Governor of the Corporation of the Poor to continue in Office, though no longer Guardian.

VII. Provided always, and be it further enacted, That every Guardian who shall be Governor or Deputy Governor or Assistant of the said Corporation of the Poor of the City of *Bristol* shall remain and continue such Guardian, and such Governor, Deputy Governor, or Assistant (as the Case may be), until a Governor, Deputy Governor, or Assistant shall be elected and chosen in his Place and Stead, notwithstanding his Office of Guardian may have ceased.

Regulating the Mode of raising Borough Rates.

VIII. And whereas in the Month of *October* now last past a Borough Rate amounting to the Sum of Seven thousand Pounds was made or ordered by the Council of the said City and County of *Bristol*, and has been apportioned between the Parishes, Precincts, and Places within the said City and County; and it will be convenient if the Shares of the said Borough Rate already made or ordered, and of all future Borough Rates within the said City and County, so far as the same have been or shall be apportioned to the several Parishes, Precincts, and Places within the ancient Limits of the said City and County, shall be assessed and collected in the same Manner as the Rates for the Relief of the Poor within those Parishes, Precincts, and Places are assessed and collected; be it therefore enacted, That from and after the passing of this Act so much of the said Borough Rate already made or ordered, and so much of all Borough Rates hereafter to be made or ordered, within the said City and

County of *Bristol*, as have been or shall be from Time to Time by the Council of the said City and County apportioned to the several Parishes, Precincts, and Places within the ancient Limits of the said City and County, shall, together with the Expences of collecting the same, be raised and levied by Taxation of the Inhabitants, Owners, or Occupiers of all Lands, Houses, Tithes, and other rateable Property in such Parishes, Precincts, and Places, in the same Proportions and according to the same Values as the Rates for the Relief of the Poor within the same Parishes, Precincts, and Places with which the said Borough Rates shall from Time to Time be collected as herein-after directed, and shall from Time to Time be collected by the Collectors for the Time being nominated and appointed under the Authority of this Act: Provided always, that no Person shall be disqualified from voting at any Municipal Election for the said City and County by reason of any Borough Rate already made or ordered not being paid within the Time required by Law to qualify him to vote at such Election.

Warrant for BoroughRate to be transmitted to the Governor of the Corporation of the Poor.

IX. And be it further enacted, That a Warrant of the said Borough Rate already made or ordered, and of all Borough Rates hereafter to be made or ordered before the Twenty-first Day of *December* One thousand eight hundred and thirty-seven, and the Apportionment thereof respectively by the Council of the said City and County to each Parish, Precinct, or Place within the ancient Limits of the said City and County, signed by the Mayor, and sealed with the Seal of the said City and County, shall from Time to Time be transmitted to the Governor of the said Corporation of the Poor of the said City at the Hospital or Workhouse for the Time being of the said Corporation; and the Amount of the several Shares of such Borough Rate or Rates apportioned to such several Parishes, Precincts, and Places shall, together with the Expences of collecting the same, be assessed by the said Corporation, and raised and levied in manner aforesaid, and collected by the said Collectors, together with that Portion or those Portions of the Rates and Assessments by the said recited Act passed in the Third Year of the Reign of His said Majesty King *George* the Fourth authorized to be made, which shall first be collected after such Warrant shall be so transmitted to the Governor as aforesaid.

Corporation of the Poor to certify to Two Justices the Rate required for the Maintenance of the Poor and for the Purposes of this Act.

X. And be it further enacted, That after the Twenty-fifth Day of *March* One thousand eight hundred and thirty-eight it shall be lawful for the said Corporation of the Poor, and they are hereby authorized and required, for the Purpose of raising sufficient Monies for the Care and Maintenance of the Poor of the several Parishes and Precincts within the ancient Limits of the said City, and for all or any Purposes of the said recited Act of the Third Year of the Reign of His said late Majesty and of this Act, to make Rates twice in every Year (such Year to be computed from the Twenty-fifth Day of *March* in one Year to the Twenty-fifth Day of *March* in the succeeding Year), and the Second of which Rates shall be made at an Interval of not less than Six Calendar Months from the preceding Rate, in the same Manner as Churchwardens and Overseers of the Poor of Parishes are by Law authorized to do for the Relief of the Poor; and such Rates shall, when made, be certified by the said Corporation by some Writing under their Common Seal to Two Justices of the Peace for the said City and County, and shall be allowed by such Justices in manner and form as is required for Poor

Rates

Rates by Law; and such Rates, when made and certified by the said Corporation and allowed by the said Justices, shall be as valid and effectual to all Intents and Purposes as Rates for the Relief of the Poor which are made by the Churchwardens and Overseers of the Poor, and allowed by Justices, and published in the Parish Church in any Parishes or other Places whatsoever; and the said Corporation, or the Collector or Collectors appointed to receive the same Rate, or any Part or Portion thereof, shall have Power to collect and enforce the Payment of the Sums to be levied by the same Rates in the same Manner and with the same Remedies as are provided for the collecting and enforcing Payment of the several Rates and Assessments authorized to be made, assessed, and collected in and by the said recited Act of the Third Year of the Reign of His said late Majesty: Provided always, that after the first Rate in any such Year shall have been made and allowed as aforesaid the said Corporation shall apply to the Justices to appoint One or more Day or Days for holding a Petty Sessions for hearing Appeals against the same Rates, such Days to be appointed not earlier than Twenty-one Days after the said Rates shall be deposited as herein-after mentioned, and the said Justices shall and they are hereby required to appoint such Day or Days and to hold such Sessions accordingly; and in making such Appointment the said Justices are empowered and required to name specific Days for hearing Appeals from One or more specific Parish or Parishes, and in case of Need shall have Power to adjourn the Hearing of such Appeals from one Day so appointed for specific Parishes to some future Day which shall not interfere with the Days appointed for hearing the Appeals from other Parishes; and the said Corporation shall cause the said Rates to be deposited at the Hospital or Workhouse of the said Corporation, or such other Place as the said Corporation shall direct, during a Period of Six Days, and be open to the Inspection of the rated Inhabitants between the Hours of Nine of the Clock in the Morning and Four of the Clock in the Afternoon of each of the same Days, and shall cause Notice of the making Allowance and Deposit of the said Rates, and of the Days so appointed for hearing of Appeals, to be inserted once in Two or more of the several Newspapers printed and circulated in the said City within Ten Days after the same shall be so allowed as aforesaid, and such Rate may be appealed against in manner herein-after mentioned: Provided also, that all Rates which shall be made after the first Rate which shall be made in any Year as aforesaid shall be made according to the same Values or rateable Proportions as the said first Rate of the same Year.

Corporation of the Poor to submit Statement of Deficiencies to the Justices.

XI. Provided always, and be it further enacted, That before the Third or any subsequent Rate which shall be made under the Authority of this Act shall be allowed by such Justices as aforesaid, the said Corporation shall and they are hereby required to submit to such Justices a Statement of the Deficiencies arising on the Collection of all Rates (except the last preceding), and shall show to the said Justices that due Diligence has been used in collecting and enforcing the Payment of the same; and in case the said Justices shall not be satisfied that due Diligence has been used for that Purpose, they may and are hereby empowered to reduce the Amount of the proposed Assessment of such Third or subsequent Rate by such Amount as they shall consider may probably be recovered of the said Arrears.

XII. And

Justices to order at some Sessions the Monies authorized by the Dock Acts to be raised for the Purposes thereof.

XII. And be it further enacted, That it shall be lawful for the Justices of the Peace assembled at any Petty Sessions of the Peace for the said City and County, which they are hereby authorized and required to hold within the Space of Fourteen Days after the Twenty-fifth Day of *March* in every Year, or at some Adjournment thereof to be holden within Fourteen Days next after, and they are hereby empowered and required, upon the Application of the Directors of the *Bristol* Dock Company or any Five or more of them, to order and appoint by Writing under the Hand of the said Town Clerk what Amount in the Pound it will be requisite to raise and levy to enable the said Corporation of the Poor to collect and pay to the said Directors, within the Space of Twelve Calendar Months from such Period, the Sum of Two thousand and four hundred Pounds (deducting therefrom the Expence of collecting the same), for the Purposes of a certain Act passed in the Forty-third Year of the Reign of His Majesty King *George* the Third, for improving and rendering more commodious the Port and Harbour of *Bristol*; and Duplicates of such Order, signed by the said Town Clerk, shall be by such Town Clerk transmitted to the Governor of the said Corporation at the Hospital or Workhouse of the said Corporation in the said City and County, and to the Directors of the *Bristol* Dock Company; and the Amount in the Pound so determined by the said Justices the said Corporation shall and they are hereby authorized and required to levy, raise, and assess for such Purposes.

Justices at the same Sessions to order the Monies authorized by the Paving Act to be raised for the Purposes thereof.

XIII. And be it further enacted, That it shall be lawful for such Justices at the same last-mentioned Petty Sessions or at some Adjournment thereof, and they are hereby empowered and required, on receiving a Certificate in Writing from the Commissioners for executing an Act passed in the Forty-sixth Year of the Reign of His Majesty King *George* the Third, for amending, altering, and enlarging the Powers of several Acts passed for paving, pitching, cleansing, and lighting the City of *Bristol* and Liberties thereof, under the Hand of their Clerk, of the Sum of Money it will be necessary to assess and raise for the Purposes of that Act on the said ancient Limits of the said City of *Bristol* and Liberties thereof for One Year then next following, to examine the said Certificate, and determine the Sum of Money that it is expedient should be raised for the Purposes therein specified (such Sum not being of larger Amount than the Sum mentioned in such Certificate), and to order and appoint by Writing under the Hand of the said Town Clerk what Amount in the Pound it will be requisite to raise and levy to enable the said Corporation of the Poor to collect and pay to the said Commissioners within the Space of Twelve Calendar Months from such Period such Sum of Money so determined to be expedient to be raised for the Purposes aforesaid; and the Amount in the Pound so determined by the said Justices the said Corporation shall and they are hereby authorized and required to levy, raise, and assess for such Purpose: Provided always, that the said Commissioners are hereby authorized and required to make the Certificate herein mentioned to the said Justices at the said Petty Sessions or Adjournment thereof, any Law or Statute to the contrary notwithstanding.

Annual Certificate to be made to the Justices at Petty Ses-

XIV. And whereas it is by the said recited Act of the Second Year of the Reign of His said present Majesty enacted, that the Governor, Deputy Governor, Assistants, and Guardians of the Poor of the said City of *Bristol* should and they were thereby required by some Writing under

their Common Seal to certify annually to the Justices of the Peace for the said City and County the Sum that would be wanted or required for the Purposes of that Act, and the said Justices present at the General or Quarter Sessions of the Peace to be holden in and for the said City and County as therein mentioned should and they were thereby required to order, award, and direct by Writing under the Hand of the Town Clerk of the said City and County such Sum or Sums of Money as in such annual Certificate respectively should be certified to be requisite for the Purposes of that Act: And whereas it is expedient that the said annual Certificate should hereafter be made to the Justices of the Peace of the said City and County at the Petty Sessions of the Peace to be holden as herein-before directed, or at some Adjournment thereof, instead of to the Justices of the Peace at the said General or Quarter Sessions; be it therefore further enacted, That from and after the said Twenty-fifth Day of *March* One thousand eight hundred and thirty-eight the Certificate in the said recited Act of the Second Year of the Reign of His said present Majesty directed to be made to the Justices of the Peace at the General or Quarter Sessions of the Peace to be holden in and for the said City and County, as therein mentioned, shall be made to the said Justices of the Peace at the said last-mentioned Petty Sessions, or at some Adjournment thereof; and the said Justices shall and they are hereby empowered and required, at such Petty Sessions or Adjournment thereof, to order and appoint what Amount in the Pound it will be requisite to raise and levy to enable the said Corporation of the Poor to collect and pay within the Space of Twelve Calendar Months from such Period such Sum of Money as in such annual Certificate respectively shall be certified to be requisite for the Purposes of that Act (after deducting from such Amount the Costs of collecting the same); and such Order shall be transmitted and have the same Force and Effect as if the same had been made by the said Justices of the Peace at any General or Quarter Sessions of the Peace as in the said Act is mentioned, or in any other Way or Manner, any thing in the said recited Act or in any Law or Statute to the contrary in anywise notwithstanding; and the Amount in the Pound so ordered and appointed by the said Justices the said Corporation shall and they are hereby authorized and required to levy, raise, and assess for such Purpose.

sions under Compensation Act.

XV. And be it further enacted, That a Warrant of all Borough Rates made or ordered by the Council of the said City and County after the said Twenty-first Day of *December* One thousand eight hundred and thirty-seven, so far as the same relates to the ancient Limits of the said City and County, signed by the Mayor and sealed with the Seal of the said City and County, shall from Time to Time be transmitted to the Governor of the said Corporation of the Poor at the Hospital or Workhouse for the Time being of the said Corporation; and on the Application of the said Corporation (which they are hereby required to make to the Mayor of the said City within Ten Days after the Receipt of such Warrant) the said Justices of the Peace for the said City and County, at some Petty Sessions of the Peace or Adjournment thereof, to be holden within Fourteen Days after such Application, shall and they are hereby authorized and required to ascertain and determine what Amount in the Pound it will be requisite to raise and levy to enable the said Corporation

Warrant for Borough Rates after the 21st December 1837 to be transmitted to the Corporation of the Poor.

ration to collect and pay to the said Council the Sum of Money specified in such Warrant, without any Deduction on account of the Expence of collecting the same, within the Space of Six Calendar Months from such Period, and the Amount in the Pound so determined by the said Justices the said Corporation shall and they are hereby authorized and required to levy, raise, and assess for such Purpose: Provided always, that if any Portion of any Borough Rate made or ordered to be made before the said Twenty-first Day of *December* One thousand eight hundred and thirty-seven, within the ancient Limits of the said City, shall be uncollected at the Expiration of Twelve Calendar Months after the same Rate shall have been put in due course of Collection, the Persons appointed to collect the same shall and they are hereby required to certify the Amount so remaining to the Justices of the Peace at the next or some subsequent Petty Sessions of the Peace, and such Justices in their said Petty Sessions are hereby authorized and required to add the Amount so remaining uncollected to the next Borough Rate by this Act authorized to be collected, so far as the same relates to the ancient Limits of the said City; and such Portion of the said Rate, when the same shall be collected and received, shall be by the said Corporation paid over to the Treasurer of the said City and County.

Proviso as to Rates made prior to that Date and not collected.

Each Assessment to comprise certain Proportions of Sums authorized to be raised.

XVI. Provided always, and be it further enacted, That each and every Assessment to be made under the Authority of this Act within the ancient Limits of the said City and County shall be so made as to comprise therein and to provide for the levying and raising, in addition to the Monies authorized to be raised for the Maintenance of the Poor and the Purposes of the first-recited Act, one Moiety or Half Part of each of the several and respective Amounts in the Pound authorized to be raised and levied, as herein-before is mentioned, at the said Petty Sessions of the Peace, on behalf of the said *Bristol* Dock Company, the Commissioners of Paving and of the said Compensation Rate, and also the whole Amount in the Pound which shall have been so ascertained and determined to be requisite as aforesaid, to provide for the Payment of such Proportion of the next immediate Borough Rate which shall have been ordered as aforesaid, as shall be apportioned to the several Parishes and Precincts within the said ancient Limits of the said City; and such Assessment shall distinguish the respective Rates in the Pound in several Columns, or the Amounts respectively assessed on each Rate-payer in respect of each of the said several Charges aforesaid.

Corporation of the Poor to pay over the respective Sums to the Dock Company, the Commissioners of Paving, and the Town Council.

XVII. And be it further enacted, That, within the Period of Six Calendar Months next after any Rate or Assessment made by the said Corporation of the Poor under the Authority of this Act shall have been allowed by the said Justices, the said Corporation shall, notwithstanding any of the Provisions herein contained, by and out of any Monies hereby authorized to be raised for the Purposes of the said recited Act passed in the Third Year of the Reign of His late Majesty King *George* the Fourth, and of this Act, pay over to the said Dock Company, the Commissioners of Paving, and to the said Council respectively, or their respective Treasurers, the respective Amounts payable to such Bodies respectively, and hereby directed to be included in such Assessments respectively, without any Deduction except the Poundage in respect of

the said Dock Rate and Pitching and Paving Rate, and shall apply the Amount authorized to be raised for the Compensation Rate in the same Manner as the Monies authorized to be raised by the said recited Act, passed in the Second Year of the Reign of His present Majesty, are by virtue of the said last-mentioned Act applicable: Provided always, that the said Corporation shall render monthly to the said Commissioners and Council respectively Statements of the total Amounts which shall have been received by the Collectors on account of the said Rates respectively, and paid by them to the said Corporation, and shall pay over such Amounts respectively to the said Commissioners and Council respectively in advance or on account of the Monies hereby ultimately made payable to them respectively within the Period before mentioned; they the said Corporation being from Time to Time, until the Expiration of the said Period of Six Calendar Months, at liberty to retain in their Hands any Portion of the Monies received, on either of the said respective Rates, not exceeding Fifty Pounds.

Corporation of the Poor to appoint Collectors.

XVIII. And be it further enacted, That it shall be lawful for the said Corporation of the Poor from Time to Time to nominate and appoint such Number of Persons as they shall think expedient, and for such Period as the said Corporation shall think proper, so that the whole Number be not less than Four nor more than Eight, to collect, gather in, and receive all such Sums of Money as shall have been authorized to be collected and received under and by virtue of the said recited Acts, any or either of them, and as shall from Time to Time be assessed and become payable by virtue of this Act, and to allot to each of the Persons who shall be so appointed Collector such District or Districts wherein to make the respective Collections as they shall deem expedient and proper, and also to order and direct what Sum or Sums of Money shall be paid or allowed to the said several Collectors respectively by way of Salary or Poundage in such Proportions as they shall think fit, so as that the same in the whole shall not exceed Four-pence Halfpenny in the Pound on the Monies actually collected, which Salary or Poundage shall be paid to the said Collectors by the said Corporation of the Poor.

Present Collectors to continue in Office until removed.

XIX. And be it further enacted, That the several Collectors nominated or appointed under and by virtue of the said recited Act of the Third Year of the Reign of His said late Majesty shall hold and enjoy their several Offices and Employments until they shall be removed therefrom, or die, or become incapable to act; and such Collectors shall be subject to the Performance of the same Duties, and to the like Rules and Regulations, Pains and Penalties, and shall have and may exercise all such and the same or the like Powers and Authorities, as if they had been nominated and appointed under and by virtue of this Act; and it shall be lawful for the said Corporation of the Poor from Time to Time, at their Pleasure, to remove or suspend any of the present or any future Collector, and upon the Death, Resignation, Removal, or Incapacity to act of any such Collector as aforesaid to nominate and appoint some other Person in his Place or Stead: Provided always, that the said Corporation of the Poor shall and they are hereby required to take sufficient Security from every present and future Collector by the Bond of the Person who shall have been or shall be appointed, and of Two other Persons as his Sureties, being

Corporation of the Poor to take Security.

being substantial Householders residing within the said City and County, for the due and faithful Execution of his Office.

Treasurers, Collectors, and other Officers to account.

XX. And be it further enacted, That every Treasurer, Collector, Officer, and other Person who shall be appointed or employed under or by virtue of the said recited Act of the Third Year of the Reign of His said late Majesty and of this Act, or either of them, shall from Time to Time, when thereunto required by the Governor or Deputy Governor for the Time being, or by the said Corporation respectively, make out and deliver to the said Governor, Deputy Governor, or to the said Corporation, or to such Person as he and they shall for that Purpose appoint, a true and perfect Account in Writing under his Hand of all Monies which shall have been by him had, collected, or received, and how and to whom the same and every Part thereof hath been disposed of, together with the Vouchers and Receipts for all such Payments which shall have been or shall be alleged to have been made thereof; and every such Treasurer, Collector, Officer, and Person respectively shall and is hereby required to pay to the said Governor, Deputy Governor, or to the said Corporation, or to such Person as he or they shall appoint to receive the same, all such Monies as upon the Balance of such Account shall appear to be owing from him; and if any such Treasurer, Collector, Officer, or Person shall refuse or neglect to render and deliver such Account as aforesaid, or to produce and deliver up the Vouchers and Receipts relating to the same, or to pay the Balance thereof when thereunto required, or shall neglect or refuse to deliver to the said Governor, Deputy Governor, or to the said Corporation, or to such Person as aforesaid, within Ten Days after being thereunto required by the said Governor or Deputy Governor, or by the said Corporation, all Books, Papers, and Writings in his Custody or Power relating to the Execution of the said Act and this Act, or either of them, then and in every such Case, Complaint being made by the said Governor or Deputy Governor, or by such Person as aforesaid on behalf of the said Corporation, to any Two Justices of the Peace for the County or Place where such Treasurer, Collector, Officer, or Person so neglecting or refusing shall reside or be, such Justices are hereby authorized and required to summon such Treasurer, Collector, Officer, or Person before them or any other Two Justices of the same County or Place, and such Justices are hereby authorized and required, upon his appearing, or having been summoned and not appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account, if produced, in such Manner as the said Governor, Deputy Governor, or Corporation might have done; and if upon the Confession of such Treasurer, Collector, Officer, or Person against whom such Complaint shall be made, or by the Oath of any Witness, or upon the said Account, if produced, it shall appear to any such Justices that any of the Monies which shall have been collected or received shall be in the Hands of or owing from such Treasurer, Collector, Officer, or Person, such Justices or any other Justices of the same County or Place may and are hereby authorized, upon Nonpayment thereof, by Warrant under their Hands and Seals to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Treasurer, Collector, Officer, or Persons respectively; and if no Goods or Chattels can be found sufficient to answer or satisfy the said Monies,

and

and the Charges of taking and making such Distress and of selling the same, or if such Treasurer, Collector, Officer, or Person shall not appear (without sufficient Excuse), or if appearing shall refuse or neglect to make out and deliver to the said Justices such Account in Writing as aforesaid, or to produce and deliver to the said Justices the several Vouchers and Receipts, or to deliver up as aforesaid all such Books, Papers, and Writings as aforesaid, then and in any of the Cases aforesaid the said Justices, or any Two other Justices of the same County or Place, are hereby authorized and required by Warrant under their Hands and Seals to commit such Treasurer, Collector, Officer, or Person to the Common Gaol or House of Correction of the County, City, or Place where he shall reside or be, there to remain without Bail or Mainprize until he shall have delivered in and settled such Account as aforesaid, and shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid all the Money which shall appear to be in the Hands of or owing from him, and the reasonable Charges of such Distress and Sale, if any, as shall in that respect have been made, or until he shall have compounded with and paid the Composition Money to the said Governor, Deputy Governor, or Corporation (which Composition the said Governor, Deputy Governor, or Corporation are hereby empowered to make), and shall have delivered up as aforesaid such Books, Papers, and Writings as aforesaid, or have given Satisfaction in respect thereof to the said Governor, Deputy Governor, or Corporation: Provided always, that no such Person who shall be committed for Want of a sufficient Distress only shall be detained in Prison by virtue of this Act for any longer Time than Six Calendar Months.

Corporation of the Poor may advance Money to Town Council on account of Borough Rate.

XXI. And be it further enacted, That it shall be lawful for the said Corporation of the Poor, and they are hereby authorized and empowered, if they shall think proper, from Time to Time, by and out of any Monies raised by them for the Purposes of the said recited Act of the Third Year of His said late Majesty, to advance and pay to the said Council any Sum or Sums of Money for or on account of any Borough Rate already made or ordered, or hereafter to be made or ordered, before the Twenty-first Day of *December* One thousand eight hundred and thirty-seven, within the ancient Limits of the said City, upon the Credit of and to be repaid by and out of the Monies to be from Time to Time collected by or from such Rate or Rates, or by or from any future Rate or Rates.

Borough Rates need not to be deposited.

XXII. And be it further enacted, That it shall not be necessary that the said Borough Rates or Assessments thereof should be deposited for Inspection of the Inhabitants or Persons rated thereto or named therein, or should be submitted to the Vestry of any Parish, or any Meeting of the Inhabitants of any Precinct, for Consideration, Revision, or Correction, nor shall the Assessment of the said Borough Rates be in any Manner altered or corrected by any Vestry or Meeting, or by the Inhabitants of such Parish or Precinct; but the Rating and Assessment of the said Borough Rates within the ancient Limits of the said City and County shall, as to the Persons rated, and as to Proportions and Values, and in all respects, be the same as and be governed by the Rates for the Relief of the Poor with which the said Borough Rates shall from Time to Time be collected.

Money remaining in the Hands of the Corporation of the Poor to be applied to the Purposes of 3 G. 4. c. 24.

XXIII. And be it further enacted, That the said Corporation of the Poor shall, in the Month of *April* in every Year, make out a just and true Statement or Account of their Receipts and Payments, ending on the Twenty-fifth Day of *March* then next preceding, including therein the Amount received by them under the Provisions of the said recited Act of the Third Year of the Reign of His said late Majesty and of this Act, or either of them, as well for the Purposes of the said Act, as also on Account of the said Dock Company, the Commissioners of Paving, the Compensation Rate and of the said Borough Rate, and also of the Amount paid by them respectively on all or any of such Accounts; and if any Sum of Money which shall have been collected or received on any of the Accounts last aforesaid shall remain in their Hands, the same shall be applied for the Purposes of the said Act of the Third Year of the Reign of His late Majesty; and a Copy of such Statement or Account shall, within Ten Days after the same shall have been so made out, be inserted in Two or more of the weekly Newspapers published in the said City.

Mode of raising Borough Rate within the Parishes of Clifton, St. Philip and Jacob, Gloucestershire, and the District of St. James and St. Paul.

XXIV. And be it further enacted, That a Warrant of the said Borough Rate already made or ordered, and of all Borough Rates hereafter to be made or ordered, and the Apportionment thereof respectively by the Council of the said City and County to the said Parish of *Clifton*, the said Parish of *Saint Philip and Jacob*, heretofore in the said County of *Gloucester*, and the said District of the united Parishes of *Saint James* and *Saint Paul*, signed by the Mayor and sealed with the Seal of the said City and County, shall from Time to Time be transmitted to the Churchwardens and Overseers of the Poor, or to the Persons executing the Duties of Overseers of the Poor for the Time being of the said several Parishes and District; and the said Churchwardens and Overseers of the Poor, or the Persons executing the Duties of Overseers of the Poor for the Time being of each of the said several Parishes and District, shall and they are hereby required, out of the Money collected or to be collected for the Relief of the Poor of such Parish or District, to pay to the Treasurer of the said City and County, within Thirty Days after the said Warrant given to them or any of them, or left at their or either of their Dwelling House or Dwelling Houses, or served upon the Clerk to the Commissioners of the said District, the respective Share of the said Borough Rate or Rates apportioned to such Parish or District, and the Receipt or Receipts of the said Treasurer shall be a full and sufficient Discharge to such Churchwardens, Overseers, and Persons executing the Duties of Overseer, or other Person paying the same, and shall be allowed in their Accounts as such by the Justices of the Peace before whom such Accounts shall be passed; and in case such Churchwardens, Overseers of the Poor, and Persons executing the Duties of Overseers of the Poor, or any of them, shall for the Space of Thirty Days after such Warrant given to them or any of them, or left at their or either of their Dwelling House or Dwelling Houses, or served upon the Clerk to the Commissioners of the said District, neglect or refuse to pay the Sum of Money specified in such Warrant, such Treasurer shall have and be entitled to use and exercise such and the like Remedies for the Recovery and enforcing Payment of the same, after the Expiration of the said Thirty Days, as Chief Constables in Counties now have and are entitled by Law to use or exercise for the enforcing and recovering from Churchwardens and Overseers the County Rates; and the Churchwardens and Overseers of the Poor, or the Persons executing the Duties of Overseers

seers of the Poor of the said several Parishes and District, shall have and be entitled to use and exercise such and the like Means of levying and raising such Sum and Sums of Money as shall have been included in such Warrant as Churchwardens and Overseers of the Poor now have and are entitled by Law to use or exercise for levying and raising County Rates.

Rates upon certain Parts of Parishes to be apportioned.

XXV. And whereas it is expedient and just that the said Shares of the said Borough Rate already made or ordered, and of all future Borough Rates apportioned to those Parts of the said Parishes of *Bedminster* and *Westbury-upon-Trym*, so as aforesaid added to and now forming Part of the said City and County of *Bristol*, should be assessed and levied only upon the said Parts of those Parishes; be it therefore enacted, That a Warrant of the said Borough Rate already made or ordered, and of all Borough Rates hereafter to be made or ordered, and the Apportionment of the Shares thereof respectively by the Council of the said City and County to the said Parishes of *Bedminster* and *Westbury-upon-Trym*, signed by the Mayor, and sealed with the Seal of the said City and County, shall from Time to Time be transmitted to the Overseers of the Poor of the said several Parishes for the Time being; and the Amount of the several Shares of such Borough Rate or Rates apportioned to the said several Parishes shall by the respective Overseers of the Poor of those Parishes be raised, rated, and levied upon the Parts of those Parishes respectively so as aforesaid added to and now forming Part of the said City and County, in such Manner as Money for the Relief of the Poor is by Law to be raised, rated, or levied, and as if the Part of each of the said Parishes so as aforesaid added to and now forming a Part of the said City and County were a Parish separate and distinct from the Residue thereof; and the said Overseers shall, at the Expiration of each Calendar Month next after any such Warrant as aforesaid shall have been transmitted, render to the said Treasurer a Statement in Writing of the Amount by them collected, and pay over such Amount to such Treasurer on account of the Sum included in every such Warrant; and in case at the Expiration of Six Calendar Months next after the Transmission of every such Warrant any Part of the Amount therein comprised shall remain uncollected and unpaid to the said Treasurer, such Amount so remaining unpaid shall be added to the apportioned Share of the next Borough Rate chargeable on the said Parts of the said Parishes respectively, and shall be levied, raised, and assessed by the Ways and Means aforesaid, and be accounted for and paid over to the said Treasurer at the same Periods and in manner aforesaid, and so from Time to Time as often as Occasion shall require: Provided always, that the Addition of any such Sum so remaining uncollected and paid over as aforesaid to any subsequent Share of any Borough Rate shall not be deemed to operate the Discharge of any Liability to the Payment of any preceding Rate, but that all Arrears of any such preceding Rate shall be collected, accounted for, and paid over at the Periods and in manner aforesaid on account of such Borough Rate; and in the event of any Excess of Payment by the said Overseers to the said Treasurer, such Excess shall be credited in the next Share of such Borough Rate in Reduction of the same.

Justices to appoint Surveyors to estimate Pro-

XXVI. And be it further enacted, That for the Purpose of enabling the Council of the said City and County correctly to apportion the Amount of any Borough Rate which shall be hereafter made or ordered by

portions of Borough Rate for Apportionment.

by them between the ancient Limits of the said City and County and the respective Parishes, Districts, or Places in the said City and County not included in the said ancient Limits, it shall be lawful for the said Justices assembled at any Petty Sessions, and they are hereby authorized and required, as soon as conveniently may be after the Twenty-fifth Day of *March* One thousand eight hundred and thirty-eight, and so from Time to Time upon the Expiration of every Ten Years thereafter, to employ any Surveyor or Surveyors or other Person or Persons whom they shall deem competent to estimate and to certify to the said Justices the annual Value of all Houses, Buildings, Lands, Tenements, and Hereditaments within the said City and County, distinguishing the annual Value of all Houses, Buildings, Lands, Tenements, and Hereditaments within the ancient Limits thereof, and the annual Value of all Houses, Buildings, Lands, Tenements, and Hereditaments within each of the Parishes, Districts, or Places not included in such ancient Limits; and after any such Estimate shall be made and certified as aforesaid the last Certificate of such Surveyor or Surveyors, or other Person or Persons, shall be final and conclusive Evidence of the aggregate annual Value of all Houses, Buildings, Lands, Tenements, and Hereditaments within the ancient Limits of the said City and County, and within the said Parishes, Districts, and Places aforesaid, until a new Estimate shall be made and certified as aforesaid for enabling the said Council to apportion the Amount of every future Borough Rate between the ancient Limits of the said City and County, and each of the said Parishes, Districts, or Places not included within such ancient Limits; and the Expence of making such Estimate, so far as the same relates to the ancient Limits of the said City and County, shall be defrayed in the Manner provided by the said recited Act of the Third Year of the Reign of His said late Majesty for defraying the Expence of making any Survey by the said Act authorized to be made; and the Expence of making such Estimate, so far as the same relates to each of such Parishes, Districts, or Places not included in the ancient Limits thereof, shall be advanced by the said Council by and out of the Borough Fund for the said City and County; and the said Justices are hereby authorized and required to add such Expence to the Sums next authorized to be collected or received within such Parishes, Districts, or Places respectively for the Purposes of the said recited Act of the Fifth and Sixth Years of the Reign of His said present Majesty; and the Sum so added shall be assessed, collected, and paid in the same Way and Manner as the Remainder of the Sum included in each Warrant, and when so collected and paid shall be retained and applied by the said Council in Reimbursement of such Expence: Provided always, that no Person shall be qualified to make such Certificate as aforesaid until he shall have made and subscribed before One of His Majesty's Justices of the Peace for the said City and County the Declaration following; (that is to say,)

Form of Declaration.

'I do solemnly and sincerely declare, [*or*, 'being one of the People called *Quakers*, do solemnly and sincerely 'affirm,] That I will truly, impartially, and honestly execute the Duties 'incumbent on me and the Trust in me reposed under and by virtue 'of an act passed in the Year of the Reign of His 'Majesty King *William* the Fourth, intituled [*here insert the Title of this 'Act*].'

XXVII. Aud

Estimates of Apportionments to govern past Apportionment.

XXVII. And whereas it is apprehended that in consequence of no such Estimate as herein-before is mentioned existing, the Borough Rate already made or ordered as aforesaid, and any future Borough Rate which may be made or ordered before such Estimate can be completed, may not be duly apportioned between the ancient Limits of the said City and County and the respective Parishes, Districts, and Places not included in such ancient Limits; and it is expedient that Relief should be granted either to the ancient Limits of the said City and County, or to such Parishes, Districts, or Places as may have been called upon to pay a larger Portion of any such Borough Rate than would have been the due Proportion for such Limits, or for either of such Parishes, Districts, or Places, if a correct Estimate had existed; be it therefore further enacted, That the Council of the said City and County shall, before they shall apportion the next Borough Rate which shall be made and ordered after the said first Estimate shall have been made and certified to the said Justices as aforesaid, having reference to such Certificate as aforesaid, ascertain whether any and what Excess of a Borough Rate or of several Borough Rates shall have been apportioned either to the ancient Limits of the said City and County, or to either of the said Parishes, Districts, or Places aforesaid, under and by virtue of the said recited Act of the Fifth and Sixth Years of the Reign of His said present Majesty, beyond the Amount which would have been apportioned if such Certificate had been made before any such Apportionment had taken place; and if it shall appear, upon having Reference to such Certificate as aforesaid, that any Excess as aforesaid shall have been so apportioned, the said Council shall and they are hereby required, in apportioning the said next Borough Rate between the said ancient Limits and the said several Parishes, Districts, and Places aforesaid, to give Credit to such Limits, Parishes, Districts, or Places to which such Excess shall have been apportioned, and to add the Amount of the said Excess, to the said Limits or to the said Parishes, Districts, or Places to which such Amount would have been apportioned if such Certificate had been delivered before any such Apportionment had been made, and such Excess in every Case shall be collected, recovered, paid, and applied in the same Manner as the remaining Portions of such Borough Rate.

Survey now in progress under 3 G. 4. c. 24. to be acted upon.

XXVIII. And whereas by the said recited Act of the Third Year of the Reign of His said late Majesty it is provided and enacted, that after the Expiration of every Seven Years, to be computed from the Time of the passing of that Act, the Mayor and any Two of the Justices, or any Five of the Justices without the Mayor, should cause a new Survey and Estimate to be made of the annual Value of all Houses, Lands, Tenements, and Hereditaments within the said City and County for the Purpose of enabling them to make a just and fair Apportionment under the Authorities thereby given for that Purpose: And whereas a new Survey and Estimate has been ordered to be made in conformity with the Directions of the said recited Act, and is now in progress; be it therefore enacted, That such new Survey and Estimate shall, with such Additions and Alterations as are herein-after directed to be made therein, be and be deemed and taken to be the Survey and Estimate to be acted upon in the Execution of the several Provisions herein-after contained until a new Survey and Estimate shall be made under the Authority of this Act.

Justices at Petty Sessions may order new Surveys.

XXIX. And be it further enacted, That it shall be lawful for the Justices assembled at any Petty Sessions of the Peace for the said City and County, and they are hereby authorized and required, upon the Expiration of Ten Years next after the Twenty-fifth Day of *March* One thousand eight hundred and thirty-eight, and so from Time to Time upon the Expiration of every Ten Years thereafter, to cause a new Survey and Estimate to be made of the annual Value of all Houses, Lands, Tenements, and Hereditaments within the ancient Limits of the said City, and such Survey and Estimate shall be made and the Expence thereof defrayed in manner provided by the said recited Act of the Third Year of the Reign of His said late Majesty King *George* the Fourth.

Collectors to send annually a Statement of Property built upon since the last Survey.

XXX. And be it further enacted, That the Collectors from Time to Time appointed under and by virtue of the said recited Act of the Third Year of the Reign of His said late Majesty and of this Act shall and they are hereby required, between the First Day of *March* and the Twenty-fifth Day of *March* in each and every Year, to return to the said Corporation of the Poor a Statement in Writing containing full and true Particulars of the several Houses and Buildings which shall have been erected, improved, or added to within their respective Districts since the last preceding Survey, or since the Return made in the preceding Year; and the said Corporation of the Poor shall rate and assess such Houses and Buildings, and all other additional or improved Houses and Buildings (whether included in such Return or not), in the succeeding Rate or Assessment, at such Value or Values as they shall think just and proper; and it shall be lawful for the said Corporation of the Poor, if they shall consider it advisable, to employ any Surveyor or Surveyors, or other Person or Persons whom they shall deem competent, to estimate and ascertain the annual Value of all or any such Houses and Buildings so newly erected, improved, or added to, and to allow and pay to the said Collectors, Surveyors, or Persons, out of any Money received or receiveable by them by virtue of the said recited Act or of this Act, such Sum or Sums of Money as they shall think proper as a Remuneration for such Collector's, Surveyor's, or other Person's Time and Trouble therein.

Corporation of the Poor to cause Survey to be divided and sent for the Inspection of the Inhabitants of each Parish.

XXXI. And be it further enacted, That when and as soon as the Survey so ordered to be made under the Authority of the said recited Act of the Third Year of the Reign of His said late Majesty, and when and as soon as any subsequent Survey shall have been completed, the said Corporation of the Poor shall cause the same to be divided into separate and distinct Portions, comprising in each of such Portions the several rateable Houses, Lands, Tenements, and Hereditaments in each Parish and Precinct of the Castle within the ancient Limits of the said City, and shall cause a Copy of so much of the said Survey as shall relate to each Parish and the said Precinct of the Castle to be transmitted to the senior Churchwarden of each such Parish and to the senior Overseer of the said Precinct, and also to the Clerk to the Justices of the Peace for the said City and County; and the Churchwardens of the said several Parishes respectively shall, on the *Monday* next following the Day on which the same shall be so transmitted as aforesaid, cause the same to be deposited and remain in the respective Vestry Rooms of the Parish Churches, and the Overseer of the said Precinct shall cause the Survey for the said Precinct to be deposited and remain in the Vestry Room of the Parish

Church of *Saint Peter* in the said City and County of the City of *Bristol*; or otherwise such Churchwardens and Overseer respectively shall cause the same Survey to be deposited at some proper Place or Places within the said Parishes or Precinct respectively, as they shall respectively think proper, for the Space of Six Days at the least; and public Notice of the respective Places where the same shall be deposited shall be given by the respective Parish Clerks of the said several Parishes on the *Sunday* next preceding such Deposit by affixing a written or printed Notice to the principal Door of each of the said Parish Churches immediately before Morning Service, and by the said Overseer of the said Precinct affixing a written or printed Notice on the principal Doors of the Churches of *Saint Peter* and *Saint Philip* and *Jacob* within the said City immediately before the usual Hour of Morning Service; and Notice of the respective Places where the said Copies of the said Survey shall be deposited shall, previously to such Deposit, be affixed by the said Corporation of the Poor on the principal outer Door of the Guildhall in the said City, and inserted in Two or more of the Newspapers printed or circulated within the said City; and the said Copies of such Survey shall remain open to the Inspection of the several rated Inhabitants of the said respective Parishes and Precinct from the Hour of Ten in the Forenoon to the Hour of Three in the Afternoon of each of the same Days, and such Survey and Estimate shall be subject to Appeal as herein-after mentioned.

Property to be rated in accordance with the Survey.

XXXII. And be it further enacted, That the said Corporation of the Poor shall and they are hereby required to rate and assess the several Houses, Lands, Tenements, and Hereditaments within the ancient Limits of the said City in accordance with the Values which shall be given or assigned to such Houses, Lands, Tenements, and Hereditaments in the Survey and Estimate already ordered to be made as aforesaid, until a new Survey and Estimate shall have been made and completed under the Authorities hereby given, and from and immediately after any such new Survey shall be so made and completed as aforesaid, then in accordance with such new Survey and Estimate made under and by virtue of this Act, subject nevertheless to any Alteration or Amendment made therein by the Justices of the Peace in Petty Sessions assembled, upon Appeal under the Provisions herein-after contained, and subject also to any Alterations or Amendments by reason of any Houses or Buildings having been from Time to Time erected, improved, or added to as aforesaid.

Settling Accounts of Chief Constables.

XXXIII. And whereas by the said recited Act, passed in the Fifth and Sixth Years of the Reign of His said present Majesty, the said Mayor, Aldermen, and Burgesses were empowered, by means of a Watch Committee to be appointed out of their own Body, to appoint a sufficient Number of Constables to preserve the Peace within the said City and County; and when the said Constables were appointed, and a Notice, signed by the Mayor of the said City and County, published as therein is mentioned, specifying the Day on which such Constables should begin to act, on such Days so much of all Acts as related to the Appointment, Regulation, Powers, and Duties, or to the Assessment or Collection of any Rate to provide for the Expences of any Watchman, Constables, Patrols, or Police for any Place within the said City and County, should cease

cease and determine: And whereas, in pursuance of the said recited Act, Constables have been appointed for preserving the Peace within the said City and County: And whereas it is apprehended that several of the Chief Constables within the said City and County had, at the Period when the Constables commenced to act in pursuance of the Provisions of the said recited Act, divers Sums of Money collected by them the said Chief Constables for the Purpose of maintaining a Watch within their respective Wards after the Fulfilment of all the Purposes for which the same Rates were applicable, and which Sums of Money still remain in their Hands unappropriated; and that several other of the said Chief Constables have expended or have become liable for the Payment of considerable Sums of Money for the necessary watching of their said several Wards, over and above the Sums collected by them for that Purpose; but inasmuch as the Liability to pay such Sums of Money or certain Parts thereof has arisen subsequently to the passing of the said recited Act, no sufficient Provision exists for the levying and collecting any Rate for the Purpose of discharging such Sums of Money: And whereas it is apprehended that the Sums remaining in the Hands of such Chief Constables as aforesaid are in many Instances too small to be divided amongst the Inhabitants of the respective Wards within which the same were raised, but in other Instances the same may, when ascertained, be capable of such Division, and it is also apprehended that some of those Chief Constables who have incurred Liabilities exceeding the Amounts collected by them have incurred such Liabilities to an Amount which it would be inexpedient to charge upon the Borough Rate of the same City; be it therefore further enacted, That the several Persons who were late Chief Constables within the said City and County shall and they are hereby required, on the Application of any Two Justices of the Peace for the said City and County, to account on solemn Declaration for the several Sums of Money received by them or any of them for the Purpose of watching their respective Wards; and if it shall appear to such Justices, on any such Account being produced, that any Sum of Money shall remain in the Hands of any such Chief Constable unappropriated, the said Justices shall and they are hereby authorized and required to order and direct such Sum of Money as shall so appear to be in his Hand to be paid either to the Treasurer of the said City, to be carried to the Credit of the Borough Fund within Five Days after such Order shall be made, or to be divided *pro rata* between the respective Parties from whom it was originally collected; and when it shall appear, on any such Account being produced, that any Chief Constable shall have expended or be liable for the Payment of any Sum of Money for the necessary watching of his respective Ward, over and above the Sum collected by him for that Purpose, it shall be lawful for such Two Justices to order and direct that the same shall be apportioned by the said Council between such of the several Parishes or Places within the Wards or respective Wards upon the Inhabitants of which the same ought, if the said recited Act of the Fifth and Sixth Years of the Reign of His said present Majesty had not been passed, to have been raised in proportion to the Amount of the annual Value of rateable Property within the same Parishes, Districts, and Places respectively, and the Shares of such last-mentioned Sums respectively so apportioned as aforesaid shall be added to the apportioned Share of the Borough Rate already ordered as aforesaid, or which may be made or ordered prior to the said Twenty-fifth Day of *March* One thousand eight hundred and

and thirty-eight, in such Parishes, Districts, and Places respectively, and shall be raised, collected, and paid over therewith to the Treasurer of the said City and County, to be by him applied in and towards the Reimbursement of such Chief Constable who shall be so in advance or under such Liability as aforesaid: Provided always, that in case the Monies to be so apportioned and collected as aforesaid shall not be sufficient to provide for the entire Reimbursement of such Chief Constable so in advance or under such Liability as aforesaid, the Treasurer of the said City shall and he is hereby authorized to apply any Monies which may be ordered to be paid to him by any such Chief Constable as aforesaid, and applied to the Credit of the Borough Fund, in and towards the making good of any such Deficiency as aforesaid.

Extending Provisions of 9 Geo.4. c.40. to the present Limits of the City and County.

XXXIV. And whereas by the said recited Act passed in the Third Year of the Reign of His Majesty King *George* the Fourth, it was enacted, that from and after the Twenty-fifth Day of *March* One thousand eight hundred and twenty-three all and every the Powers, Provisions, Directions, Clauses, Matters, and Things whatsoever contained in an Act passed in the Forty-eighth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for the better Care and Maintenance of Lunatics being Paupers or Criminals in* England; and in another Act passed in the Fifty-first Year of the Reign of His said late Majesty, intituled *An Act to amend an Act of the Forty-eighth Year of His present Majesty, for the better Care and Maintenance of Lunatics being Paupers or Criminals in* England; and in another Act passed in the Fifty-fifth Year of the Reign of His said late Majesty, intituled *An Act to amend an Act passed in the Forty-eighth Year of the Reign of His present Majesty, intituled 'An Act 'for the better Care and Maintenance of Lunatics being Paupers or Criminals in* England;' and in another Act passed in the Fifty-ninth Year of the Reign of His said late Majesty, intituled *An Act for making Provision for the better Care of Pauper Lunatics in* England, except so far as the same did or should authorize or require the Erection of any new Asylum for the Reception of Lunatics, should extend and be deemed and construed to extend to the said City and County of *Bristol*, as though the said City and County had been expressly named and included in the said several Acts: And whereas the said several Acts were with others repealed by an Act passed in the Ninth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act to amend the Laws for the Erection and Regulation of County Lunatic Asylums, and more effectually to provide for the Care and Maintenance of Pauper and Criminal Lunatics, in* England: And whereas it is expedient that the said last-mentioned Act should be extended to the said City and County of *Bristol*; be it therefore enacted, That from and after the passing of this Act all and every the Powers, Provisoes, Directions, Clauses, Matters, and Things whatsoever in the said recited Act passed in the Ninth Year of the Reign of His said Majesty King *George* the Fourth shall extend and be deemed and construed to extend to the said City and County, and the several Parishes, Precincts, Districts, and Places within the present Limits thereof, as if the said City and County had been expressly named and included in the said Act, and had then included all the said Parishes, Precincts, Districts, and Places now included within the Limits and forming Part of the said City and County; and that the Hospital or Workhouse belonging

48 G.3.c.96. 51 G.3.c.79. 55 G.3.c.46. 59 G.3.c.127. 9 G. 4. c. 40.

ing to the said Corporation of the Poor shall for ever hereafter be and be deemed and taken to be an Asylum for the Reception of Lunatics to all Intents and Purposes, as though the same had been provided as a Lunatic Asylum for the said City and County under and by virtue of the said Act passed in the Ninth Year of the Reign of His said Majesty King *George* the Fourth, and shall be subject to the Provisions, Regulations, and Directions contained in the said Act, and made conformable thereto.

Justices to be Visitors of the Asylum.

XXXV. Provided always, and be it further enacted, That such of the Justices of the said City and County as shall for that Purpose be nominated from Time to Time by the Council shall be the Visitors of the said Asylum in the Place and Stead of the Visitors by the said Act directed.

Appeal against Survey.

XXXVI. And be it further enacted, That in all Cases where any Person shall think himself aggrieved by any Survey and Estimate by the said recited Act of the Third Year of the Reign of His said late Majesty and this Act, or either of them, authorized to be made within the ancient Limits of the said City and County, it shall be lawful for such Person, within Twenty-one Days after such Survey and Estimate shall have been transmitted to the Churchwardens and Overseer, and by them deposited for Inspection as herein-before mentioned, to give or cause Notice in Writing to be given of his Intention to appeal to the Justices of the Peace assembled at Petty Sessions for the said City and County, and of the Matter of such Appeal, to the said Corporation of the Poor, by leaving such Notice addressed to them with the Master of the said Hospital or Workhouse for the Time being, or to their Clerk; and at the Expiration of the said Twenty-one Days the said Corporation shall apply to the said Justices at some Petty Sessions assembled, and the said Justices are hereby empowered and required to appoint the Day on which the Appeals from each Parish or from the said Precinct shall be heard, and the said Corporation shall thereupon cause Seven Days Notice of the several Days which shall be appointed as aforesaid to be given in Two or more of the Newspapers printed and circulated in the said City; and it shall be lawful for such Justices and they are hereby authorized to summon before them at such Petty Sessions or at some Adjournment thereof the Witnesses on the Parts both of the Appellant and of the Respondent, and upon due Proof of such Notice as before directed having been given at such Petty Sessions or Adjournment thereof to hear and finally determine the Causes and Matters of every such Appeal in a summary Way, and to amend the Survey and Estimate, and to award such reasonable Costs, Charges, and Expences of prosecuting or defending such Appeal as the said Justices shall think proper; which Determination of the said Justices at such Petty Sessions or Adjournment thereof as aforesaid shall be final, binding, and conclusive to all Intents and Purposes whatsoever.

Appeal against Rates.

XXXVII. And be it further enacted, That if any Person shall think himself aggrieved by any first Rate which shall be made and allowed in any Year to be computed as herein is mentioned, it shall be lawful for such Person to appeal to the Justices of the Peace assembled in Petty Sessions

as aforesaid for the said City and County, on giving Seven Days Notice in Writing of his Intention to appeal, and of the Matter of such Appeal, to the said Corporation of the Poor by leaving such Notice addressed to them with the Master of the said Hospital or Workhouse for the Time being, or to their Clerk; and the said Justices at such Petty Sessions assembled shall and they are hereby authorized to summon before them at such Petty Sessions or at some Adjournment thereof the Witnesses on the Parts both of the Appellant and of the Respondent, and (upon due Proof of such Notice as before directed having been given) at such Petty Sessions or Adjournment thereof to hear and finally determine the Cause and Matters of every such Appeal in a summary Way, and to award such reasonable Costs, Charges, and Expences of prosecuting or defending such Appeal as the said Justices shall think proper; which Determination of the said Justices at such Petty Sessions or Adjournment thereof as aforesaid shall be final, binding, and conclusive to all Intents and Purposes whatsoever.

On Appeal from Rate the Petty Sessions may amend it without quashing it, or, if necessary to grant Relief, may quash the Rate.

XXXVIII. And be it further enacted, That upon all Appeals from any Rate or Assessment made in pursuance of the said recited Act of the Third Year of the Reign of His said late Majesty and this Act, or either of them, the Justices assembled in Petty Sessions shall and they are hereby authorized and required, in all Cases where they shall see just Cause to give Relief, to amend such Rate or Assessment, either by inserting therein or striking out the Name of any Person, or by increasing or diminishing the Sum therein charged on any Person, or in any other Manner which the said Justices shall think necessary for giving such Relief, and without quashing or wholly setting aside such Rate or Assessment; and the said Justices, on hearing any such Appeal, shall not, in estimating the Value of any rateable Property, be bound to adopt the Value thereto assigned by the Survey or Estimate upon which such Rate or Assessment shall have been made, but shall be at liberty to amend the said Rate by assigning an increased or diminished Value to such Property, as the Justice of the Case may in their Judgment require: Provided always, that if the said Justices shall be of opinion that it is necessary for the Purpose of giving Relief to the Person appealing that the Rate or Assessment should be wholly quashed, then the said Justices may quash the same, and order a new one to be made.

For paying the Expences of the Act.

XXXIX. And be it further enacted, That all the Costs, Charges, and Expences of obtaining this Act, and all other Charges incident thereto, shall be paid and defrayed out of the Borough Fund of the said City or County.

Rules for the Interpretation of certain Terms used in the Act.

XL. And be it further enacted, That where in this Act any Word is used importing the Singular Number or Masculine Gender only, the same shall be understood to include several Matters as well as one Matter, several Persons as well as one Person, and Females as well as Males, and a Body or Bodies Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, as well as Individuals, unless in any of the Cases aforesaid it be otherwise specially provided for, or there be something in the Subject or Context repugnant to such Construction.

XLI. And

Public Act. XLI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

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